HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No.13719 of 2006

01-09-2006

Between:

1. Haji T.Md., Haneef and others

Petitioners

Vs.

1. Government of A.P., Hyderabad and others.

.. Respondents

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ORDER:

Petitioners, eleven in number, are aggrieved by the award passed on 04-02-2006 for payment of compensation in respect of their lands acquired after a due process of acquisition under the provisions of Land Acquisition Act, 1894 (for short 'the Act'). The petitioners are aggrieved by the quantum of compensation determined as also the process by which the determination of the quantum of compensation has been arrived at. In the writ petition, they seek a direction to the respondents to pay compensation at the market rate Rs.3,53,000/- per acre which they claim was the value of the property on the date of Notification issued under Section 4 (1) of the Act, on the annual appreciation at 10% of penal interest from the date of Notification till the date of payment. This, the petitioners assert, they are entitled to in terms of the Judgment of the Supreme Court.

2. In respect of objections to the quantum of compensation, the petitioners have an effective statutory remedy by way of seeking reference to the civil Court under Section 18 of the Act.

3. In the circumstances, this Court is not inclined to adjudicate upon this dispute. The petitioners are at liberty to pursue the appropriate statutory remedy.

4. The writ petition is dismissed with liberty to the petitioners to pursue statutory remedies in accordance with law. No costs.

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September 1, 2006

KVR